

Message

From: Kluesner, Dave [kluesner.dave@epa.gov]
Sent: 10/25/2022 11:22:31 PM
To: Garcia, Lisa [Garcia.Lisa@epa.gov]; Glenn, Olivia [Glenn.Olivia@epa.gov]; Mears, Mary [Mears.Mary@epa.gov]; Mugdan, Walter [Mugdan.Walter@epa.gov]; Mehta-Sampath, Ameesha [Mehta-Sampath.Ameesha@epa.gov]; Guerrero, Carmen [guerrero.carmen@epa.gov]; Simon, Paul [Simon.Paul@epa.gov]; Evangelista, Pat [Evangelista.Pat@epa.gov]
Subject: Fwd: UPDATE: Port Hamilton Refining and Transportation's St. Croix Refinery

FYI

From: Elizabeth Neville <elizabeth@neville.com>
Date: October 25, 2022 at 6:32:48 PM EDT
To: "Kluesner, Dave" <kluesner.dave@epa.gov>, Heather Croshaw
Ex. 6 Personal Privacy (PP) "Kai A. Nielsen" **Ex. 6 Personal Privacy (PP)** L Cobrall
Ex. 6 Personal Privacy (PP) John Walker
<jwalke@nrdc.org>, Sara Zuckerman **Ex. 6 Personal Privacy (PP)** jvaliulis@stxenvironmental.org,
jteelsimmonds@biologicaldiversity.org, Michael Harris **Ex. 6 Personal Privacy (PP)**
edavis@nrdc.org, Miyoko Sakashita <miyoko@biologicaldiversity.org>, fgerard@chantvi.org
Cc: "Bain, Zeno" <Bain.Zeno@epa.gov>, "Benjamin, Arielle" <Benjamin.Arielle@epa.gov>,
"Parker, Philip" <Parker.Philip@epa.gov>
Subject: Re: UPDATE: Port Hamilton Refining and Transportation's St. Croix Refinery

Dear David,

Thank you for sharing this important update; acknowledging receipt. The condition of the facility and its safety protocols as delineated in EPA's inspection report are deeply troubling and clearly pose serious hazards to the surrounding community. This is particularly disturbing given that the facility is currently idled.

Please keep us posted as EPA determines appropriate corrective and punitive action.

Kind regards,
Elizabeth Neville

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From: Kluesner, Dave <kluesner.dave@epa.gov>
Sent: Tuesday, October 25, 2022 3:36 PM
To: Elizabeth Neville <elizabeth@neville.com>; Heather Croshaw **Ex. 6 Personal Privacy (PP)** Kai A.
Ex. 6 Personal Privacy (PP)

Ex. 6 Personal Privacy (PP) Ex. 6 Personal Privacy (PP) John Walker

<jwalke@nrdc.org>; Sara Zuckerman Ex. 6 Personal Privacy (PP) jvaliulis@stxenvironmental.org
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<jteelsimmonds@biologicaldiversity.org> Ex. 6 Personal Privacy (PP)
edavis@nrdc.org <edavis@nrdc.org>; Miyoko Sakashita <miyoko@biologicaldiversity.org>;
fgerard@chantvi.org <fgerard@chantvi.org>

Cc: Bain, Zeno <Bain.Zeno@epa.gov>; Benjamin, Arielle <Benjamin.Arielle@epa.gov>; Parker, Philip
<Parker.Philip@epa.gov>

Subject: UPDATE: Port Hamilton Refining and Transportation's St. Croix Refinery

Dear Elizabeth, St. Croix Environmental Association and allied organizations,

From September 20 to 26, 2022, EPA inspected the Port Hamilton Refining and Transportation's St. Croix Refinery to more broadly determine the general state of chemical safety at the facility, and during that inspection, EPA noted serious deficiencies in the way that this facility is being run.

Even while we continued to complete our detailed inspection report, EPA quickly reached out to the company to alert them of deficiencies that need to be immediately addressed.

In our October 13, 2022 letter, we asked the company to immediately begin discussions with EPA to address the issues. The company did respond, and EPA is in active discussions.

EPA's October 13, 2022, Inspection Letter to Port Hamilton Refining and Transportation

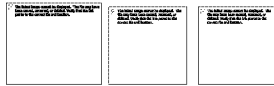
Last week, EPA issued the inspection report to the company. EPA cannot elaborate further while in active discussions with the company and until we have a final action to address the issues. In the interest of transparency, EPA has released its inspection report. One appendix contains sensitive information that EPA will not release, and the other appendix contains photos of the inspection, which have been claimed by the company as confidential business information (CBI) and therefore can't be released until EPA makes a formal CBI determination.

EPA's Sept. 2022, Inspection Report Port Hamilton Refining and Transportation LLLP, CAA General Duty Clause

EPA is seeking a legally enforceable agreement to address those concerns in the immediate future. We are fast-tracking our discussions to have a legal agreement or order in place in the coming weeks.

EPA is continuing its vigilant oversight of this facility. EPA stands by this community and EPA takes very seriously our duty to ensure that the facility complies with federal environmental rules designed to protect people.

David W. Kluesner



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